



**ACTION REPORT
CITY OF ORMOND BEACH, FLORIDA
CITY COMMISSION MEETING
June 2, 2015
7:00 PM**

Mayor Ed Kelley

Zone 1 – Commissioner James Stowers

Zone 3 – Commissioner Rick Boehm

Zone 2 – Commissioner Troy Kent

Zone 4 – Commissioner Bill Partington

COMMISSION CHAMBERS

22 South Beach Street, Ormond Beach, FL 32174

Phone: 386-677-0311

Web: www.ormondbeach.org

- 1. CALL TO ORDER**
- 2. INVOCATION**
- 3. PLEDGE OF ALLEGIANCE**
- 4. AUDIENCE REMARKS - REGARDING ITEMS NOT ON THE AGENDA**
- 5. APPROVAL OF MINUTES**

A. Minutes from City Commission meeting – May 19, 2015 **APPROVED**

6. CONSENT AGENDA

The action proposed is stated for each item on the Consent Agenda. Unless a City Commissioner removes an item from the Consent Agenda, no discussion on individual items will occur and a single motion will approve all items.

- A. **RESOLUTION NO. 2015-118** : A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF ORMOND BEACH, FLORIDA, DECLARING THE CITY'S OFFICIAL INTENT TO SEEK REIMBURSEMENT FOR CERTAIN CAPITAL EXPENDITURES MADE AND TO BE MADE BY THE CITY WITH RESPECT TO THE CONSTRUCTION AND ACQUISITION OF CERTAIN ADDITIONS, EXTENSIONS AND IMPROVEMENTS TO THE WATER AND SEWER SYSTEM OF THE CITY FROM THE PROCEEDS OF TAX-EXEMPT DEBT ANTICIPATED TO BE ISSUED BY THE CITY; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Staff Contact: *Kelly McGuire, Finance Director (386-676-3226)*

APPROVED

- B. **RESOLUTION NO. 2015-119** : A RESOLUTION AUTHORIZING CERTAIN PERSONNEL TO ADMINISTER THE CITY'S CREDIT CARD PROGRAM; AUTHORIZING THE EXECUTION OF A CERTIFICATE OF AUTHORITY; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Kelly McGuire, Finance Director (386-676-3226)
APPROVED

- C. **RESOLUTION NO. 2015-120** : A RESOLUTION OF THE CITY COMMISSION APPROVING AND ADOPTING THE UTILITY SYSTEM MASTER PLAN UPDATE; AND SETTING FORTH AN EFFECTIVE DATE .

Staff Contact: John Noble, City Engineer (386-676-3269)
APPROVED

- D. **RESOLUTION NO. 2015-121** : A RESOLUTION AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING WITH THE FLORIDA DEPARTMENT OF LAW ENFORCEMENT REGARDING THE METHAMPHETAMINE CLANDESTINE DRUG LABORATORY HAZARDOUS WASTE CENTRAL STORAGE CONTAINER PROGRAM; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Andy Osterkamp, Police Chief (386-677-0731)
APPROVED

- E. **RESOLUTION NO. 2015-123** : A RESOLUTION AUTHORIZING THE EXECUTION OF A NOTICE OF RESCISSION OF SPECIAL MAGISTRATE ADMINISTRATIVE FINES/LIENS FOR CODE VIOLATIONS ON PROPERTY LOCATED AT 96 BENJAMIN DRIVE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Joanne Naumann, Neighborhood Improvement Manager (386-615-7069) **APPROVED**

- F. **RESOLUTION NO. 2015-124** : A RESOLUTION AUTHORIZING THE EXECUTION OF AN AMENDMENT AND RESTATEMENT OF AGREEMENT FOR FIELD MAINTENANCE SERVICES WITH AUSTIN OUTDOOR, LLC REGARDING ATHLETIC FIELD MAINTENANCE SERVICES; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Robert Carolin, Leisure Services Director (386-676-3279) **APPROVED**

- G. **RESOLUTION NO. 2015-125** : A RESOLUTION AUTHORIZING THE EXECUTION OF A QUITCLAIM DEED TO LUCIA A. CIULLA, AS TRUSTEE OF THE LUCIA A. CIULLA REVOCABLE TRUST, DATED OCTOBER 10, 2012 FOR PROPERTY LOCATED AT 754 PALMETTO AVENUE, ORMOND BEACH, VOLUSIA COUNTY, FLORIDA, TO PROVIDE A CLEAR TITLE TRAIL FOR THE PROPERTY; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Randal Hayes, City Attorney (386-676-3217)

APPROVED

- H. **RESOLUTION NO. 2015-126** : A RESOLUTION AUTHORIZING THE SOLE SOURCE PROCUREMENT OF SERVICE AND MISCELLANEOUS PARTS FROM GEA MECHANICAL EQUIPMENT US, INC. REGARDING CENTRIFUGE REPAIRS AT THE WATER TREATMENT PLANT; AUTHORIZING THE APPROVAL OF A PURCHASE AUTHORIZATION (REQUISITION #0000012927 AND PAYMENT THEREFOR; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Dave Ponitz, Utilities Manager (386-676-3305)

APPROVED

- I. **Auto Renew Contracts - National Metering Service**

Staff Contact: Kelly McGuire, Finance Director (386-676-3226)

Disposition: Approve as recommended in the City Manager memorandum dated June 2, 2015. **APPROVED**

- J. **Community Development Block Grant (CDBG) FY 13-14 Transfer of Excess Funds**

Staff Contact: Loretta Moisiso, Grants Coordinator/PIO (386-676-3315)

Disposition: Approve as recommended in the City Manager memorandum dated June 2, 2015. **APPROVED**

- K. **RFP 2015-36 Employee Group Health Insurance**

Staff Contact: Claire Whitley, (386-676-3202)

Disposition: Approve as recommended in the City Manager memorandum dated June 2, 2015. **APPROVED**

- L. **Riverside Drive Road Closure Request for June 9, 2015**

Staff Contact: John Noble, City Engineer (386-676-3269)

Disposition: Approve as recommended in the City Manager memorandum dated June 2, 2015. **APPROVED**

7. PUBLIC HEARINGS

- A. **ORDINANCE NO. 2015-23** : AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS, ARTICLE II, DISTRICT REGULATIONS, SECTION 2-21, T-2, MANUFACTURED HOME ZONING DISTRICT BY DELETING PARAGRAPH (H) SPECIAL STANDARDS AND SECTION 2-20, T-1, MANUFACTURED/MOBILE HOME ZONING DISTRICT BY ADDING SPECIAL STANDARDS TO ALLOW REPLACEMENT OF MANUFACTURED/MOBILE HOMES LOCATED WITHIN PREVIOUSLY ESTABLISHED MANUFACTURED/MOBILE HOME PARKS WITH NEW MANUFACTURED/MOBILE HOMES, OF THE LAND DEVELOPMENT CODE; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE. **(SECOND READING)**

Staff Contact: Ric Goss, Planning Director (386-676-3238)

APPROVED ON SECOND READING

- B. **ORDINANCE NO. 2015-24** : AN ORDINANCE AUTHORIZING THE EXECUTION AND ISSUANCE OF A SECOND AMENDED AND RESTATED DEVELOPMENT ORDER FOR THE "TUSCANY SHOPPES" PLANNED BUSINESS DEVELOPMENT LOCATED AT 1185 WEST GRANADA BOULEVARD BY ALLOWING FUNERAL HOMES AS A PERMITTED USE; BY AMENDING THE RETAIL SALES AND SERVICES RESTRICTIONS TO BE CONSISTENT WITH THE "RESIDENTIAL, OFFICE, RETAIL" FUTURE LAND USE DESIGNATION; BY AMENDING THE SIZE AREA ALLOWANCE FOR TWO ON-SITE MONUMENT SIGNS, BY AMENDING ALLOWED USES WITHIN THE PROJECT, BY AMENDING SIGNAGE STANDARDS TO BE CONSISTENT WITH RECENT LAND DEVELOPMENT CODE AMENDMENTS; RATIFYING AND AFFIRMING THE DEVELOPMENT ORDER APPROVED BY RESOLUTION 2003-216 AND AMENDED BY ORDINANCE 2004-53; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)

APPROVED ON FIRST READING

- C. **ORDINANCE NO. 2015-25** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED AT 1080 NORTH U.S. HIGHWAY 1 ALONG THE WEST SIDE OF SAID HIGHWAY AND BEING NORTHWEST OF AIRPORT ROAD AND BEING COMMONLY KNOWN AS THE "HARRIS VILLAGE AND RV PARK" PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 TO INCLUDE THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)

APPROVED ON FIRST READING

- D. **ORDINANCE NO. 2015-26** : AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY INTO THE CITY OF ORMOND BEACH, SAID PROPERTY BEING GENERALLY LOCATED AT 1090 NORTH U.S. HIGHWAY 1 ALONG THE WEST SIDE OF SAID HIGHWAY AND BEING NORTHWEST OF AIRPORT ROAD AND BEING COMMONLY KNOWN AS THE “WILD BILLS AND KURRAS MOBILE VILLAGE” PROPERTY; REDEFINING THE TERRITORIAL BOUNDARIES OF THE CITY TO INCLUDE THE PROPERTY; REDESIGNATING THE BOUNDARIES OF ZONE 1 TO INCLUDE THE PROPERTY; PROVIDING FOR TRANSMISSION; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)

APPROVED ON FIRST READING

8. FIRST READING OF ORDINANCES

- A. **ORDINANCE NO. 2015-27** : AN ORDINANCE AMENDING CHAPTER 2, DISTRICT AND GENERAL REGULATIONS OF THE CITY OF ORMOND BEACH LAND DEVELOPMENT CODE BY ADDING A NEW ARTICLE TO BE NUMBERED AND CAPTIONED AS ARTICLE VII, NORTH U.S. HIGHWAY 1 INTERLOCAL PLANNING AND MUNICIPAL SERVICE AREA; BY ADDING DIVISION 1, ITINERANT MERCHANT REGULATIONS FOR RECOGNIZED SPECIAL EVENTS AND OUTDOOR ENTERTAINMENT ACTIVITY; TEMPORARY CAMPSITES: SECTION 2-74, MUNICIPAL SERVICE AREA AND JOINT PLANNING AREA; PURPOSE; SECTION 2-75, LEGISLATIVE FINDINGS; SECTION 2-76, DEFINITIONS; SECTION 2-77, HIGH IMPACT USES ON LAND; CLASSIFICATION AND CATEGORY OF USE; RATIONALE; SECTION 2-78, AMORTIZATION SCHEDULE FOR VACANT OR UNIMPROVED LAND CATEGORY; SECTION 2-79, APPLICATION, LICENSE AND PERMIT REQUIREMENTS FOR ITINERANT COMMERCIAL ACTIVITY; SECTION 2-80, TEMPORARY CAMPSITES; SECTION 2-81, RESERVATION OF POWER; SECTION 2-82, ENFORCEMENT; BY REGULATING ITINERANT MERCHANT USES AND ACTIVITIES DURING RECOGNIZED SPECIAL EVENTS AND OUTDOOR ENTERTAINMENT ACTIVITIES; PROVIDING CLASSIFICATIONS OF LAND FOR IMPROVED LAND AND VACANT OR UNIMPROVED LAND; PROVIDING REGULATIONS FOR TEMPORARY CAMPSITES DURING RECOGNIZED SPECIAL EVENTS; PROVIDING LICENSE AND PERMIT REQUIREMENTS; PROVIDING A FIVE YEAR AMORTIZATION PERIOD FOR VACANT OR UNIMPROVED LAND; PROVIDING FOR THE INCLUSION OR REMOVAL OF LAND FROM THE IMPROVED LAND CATEGORY; RESERVING POWER TO THE CITY COMMISSION; PROVIDING FOR ENFORCEMENT OF THESE REGULATIONS; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; PROVIDING FOR SEVERABILITY; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)

APPROVED ON FIRST READING

- B. **ORDINANCE NO. 2015-28** : AN ORDINANCE RELATIVE TO MASTER AND ITINERANT VENDOR FEES FOR THE NORTH U.S. HIGHWAY 1 MUNICIPAL SERVICE AREA; AMENDING CHAPTER 8, BUILDINGS AND CONSTRUCTION REGULATIONS, ARTICLE I, IN GENERAL, OF THE CITY OF ORMOND BEACH CODE OF ORDINANCES BY ADDING MASTER VENDOR, ITINERANT VENDOR, AND OUTDOOR ENTERTAINMENT ACTIVITY PERMIT FEES; REPEALING ALL INCONSISTENT ORDINANCES OR PARTS THEREOF; AND SETTING FORTH AN EFFECTIVE DATE.

Staff Contact: Ric Goss, Planning Director (386-676-3238)

APPROVED ON FIRST READING

9. STAFF ACTION ITEMS

- A. FLOC CONFERENCE VOTING DELEGATE

Staff Contact: Scott McKee, City Clerk (386-676-3340)

COMMISSIONER PARTINGTON APPROVED AS DELEGATE

10. REPORTS, SUGGESTIONS, REQUESTS

11. ADJOURNMENT

Website Address – www.ormondbeach.org

NOTICE – Pursuant to Section 286.0105 of the Florida Statutes, if any person decides to appeal any decision made by the City Commission with respect to any matter considered at this public meeting, such person will need a record of the proceedings and for such purpose, such person may need to ensure that a verbatim record of the proceedings is made, including the testimony and evidence upon which the appeal is to be based.



For special accommodations, please notify the City Clerk's Office at least 72 hours in advance.
Phone: 386-677-0311



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